

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Kaplan

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THE SHAAR FUND, LTD.,

Plaintiff,

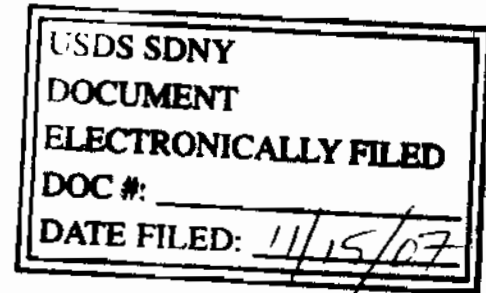
v.

ATSI COMMUNICATIONS, INC.,

Defendant.
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No. 07 Civ. 6960 (LAK)

STIPULATION



IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for The Shaar Fund, Ltd. and ATSI Communications, Inc.:

1. ATSI Communications shall serve its answer or other response to The Shaar Fund, Ltd.'s Complaint no later than January 18, 2008.

2. If ATSI Communications moves to dismiss the complaint, The Shaar Fund shall serve its papers in opposition to the motion no later than February 18, 2008, and ATSI Communications shall serve its reply papers in support of the motion no later than March 10, 2008.

3. If ATSI Communications includes any counterclaims in its response to the complaint, The Shaar Fund shall serve its reply or other response to the counterclaims no later than February 18, 2008.

4. ATSI Communications shall serve its papers in opposition to The Shaar Fund's Motion for Partial Summary Judgment no later than February 18, 2008, and The Shaar Fund shall serve its reply papers in support of the motion no later than March 10, 2008.

5. All papers shall be served by email, to which the parties consent under Fed. R. Civ. P. 5(b)(2)(D).

Dated: November 13, 2007

COVINGTON & BURLING LLP

By: _____

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*Attorneys for Plaintiff
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New York, New York 10016

*Attorneys for Defendant
ATSI Communications, Inc.*

SO ORDERED:

By: _____

UNITED STATES DISTRICT JUDGE

11/14/07